IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 6418 OF 2005

Dr. Writer's Food Products Private Limited & Anr. ...Petitioners

Versus

The State of Maharashtra and Ors. ... Respondents.

Mr. E.P. Bharucha, Senior Counsel, with Mr. R. Chitnis instructed by M/s. Crawford Bayley & Co. for the Petitioners

Mr. P.M. Patil, Assistant Government Pleader, for the Respondents.

CORAM: V.G. PALSHIKAR, Ag.C.J., &
D.B. BHOSALE, J.
DATE: NOVEMBER 14, 2005.

P.C.:-

1. By this petition, the petitioner-Company has challenged the order passed by the Commissioner, Food and Drugs Administration, Maharashtra State, confirming the order of suspension of the licence of the Company, while reducing the period of suspension from 15 days to 8 days.

2. In paragraphs 7 and 8 of the order, the Commissioner has pointed out succinctly the reasons for confirming the order. In paragraph 8, it is observed:-

> "Though the licensee has improved the conditions in the premises and has undertaken some remedial measures, they had committed a number of serious violations of the (Prevention of Food Adulteration) Act and Rules."

3. It was because of this that the order of suspension was confirmed, though the period of suspension was reduced. In our opinion, this calls for no interference, as there is no jurisdictional error committed by the authority, nor is the order grossly disproportionate. Hence, prayer was made for further reducing the period of suspension. In the circumstances, we are not inclined to do so.

4. The petition is, therefore, dismissed. However, at the request of the learned counsel appearing for the petitioner,

the ad-interim relief granted earlier shall continue for three more weeks.